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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of)	Examiner:	Johnson, Stephen
JOHN KAPUSTA)		
on)		
MAGAZINE AND SLIDE LEVER)		
ASSEMBLY FOR A SEMI-AUTOMATIC)	Group Art Unit:	3641
FIREARM)		
Serial No.: 10/775,407)		
Filed on: February 10, 2004)	(Our Docket No. 5001-0441-1)	

Mail Stop **AMENDMENT**
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE UNDER 35 U.S.C. § 121

Dear Sir:

In the Office Action dated November 12, 2004, the Examiner has asserted that a plurality of species have been claimed in the present application and has correspondingly required that an election of one of these species be chosen for further examination on the merits.

In response to the Examiner's Restriction Requirement, Applicant hereby elects, with great traverse, claims 1-19 for further examination. To be absolutely clear that Applicants are being responsive to the outstanding restriction requirement, Applicants elect Species B, claims 1-19.

Applicant is electing claims 1-19 merely to be in formal conformance with the Restriction Requirement issued by the Examiner but, as expanded upon below, does not believe that: 1) the plurality of species identified by the Examiner actually exist; and 2) that the outstanding Restriction Requirement sufficiently pointed out "the reasons (as distinguished from the mere statement of conclusion) why the inventions *as claimed* are either independent or distinct", or "the reasons for insisting upon restriction therebetween as set forth" in the Examiner's Restriction Requirement, pursuant to MPEP § 808.

Based, therefore, upon the following reasons for traverse, Applicant respectfully requests reconsideration of the Examiner's Restriction Requirement. More specifically, Applicant respectfully requests that claims 1-20 be examined in total.